

**§ 74.25**

**40 CFR Ch. I (7–1–12 Edition)**

date of submission of the opt-in application. If the allowable SO<sub>2</sub> emissions rate is not expressed in lbs/mmBtu, the allowable emissions rate shall be converted to lbs/mmBtu by multiplying the allowable rate by the appropriate factor as specified in Table 1 in § 74.23(a)(1)(i).

(b) Citations of statute, regulation, and any other authority under which the allowable emissions rate under paragraph (a) of this section is established as applicable to the combustion source;

(c) Averaging time associated with the allowable emissions rate under paragraph (a) of this section.

**§ 74.25 Current promulgated SO<sub>2</sub> emissions limit.**

The designated representative shall submit the following data:

(a) Current promulgated SO<sub>2</sub> emissions limit of the combustion source, expressed in lbs/mmBtu, which shall be the most stringent federally enforceable emissions limit that has been promulgated as of the date of submission of the opt-in permit application and that either is in effect on that date or will take effect after that date. If the

promulgated SO<sub>2</sub> emissions limit is not expressed in lbs/mmBtu, the limit shall be converted to lbs/mmBtu by multiplying the limit by the appropriate factor as specified in Table 1 of § 74.23(a)(1)(i).

(b) Citations of statute, regulation and any other authority under which the emissions limit under paragraph (a) of this section is established as applicable to the combustion source;

(c) Averaging time associated with the emissions limit under paragraph (a) of this section.

(d) Effective date of the emissions limit under paragraph (a) of this section.

**§ 74.26 Allocation formula.**

(a) The Administrator will calculate the annual allowance allocation for a combustion source based on the data, corrected as necessary, under § 74.20 through § 74.25 as follows:

(1) For combustion sources for which the current promulgated SO<sub>2</sub> emissions limit under § 74.25 is greater than or equal to the current allowable SO<sub>2</sub> emissions rate under § 74.24, the number of allowances allocated for each year equals:

$$\text{Allowances} = \frac{\left[ \begin{array}{c} \text{baseline} \\ \text{or} \\ \text{alternative baseline} \end{array} \right] \times \text{the lesser of } \left[ \begin{array}{c} \text{the actual SO}_2 \text{ emissions rate} \\ \text{or} \\ \text{the 1985 allowable SO}_2 \text{ emissions rate} \\ \text{or} \\ \text{the current allowable SO}_2 \text{ emissions rate} \end{array} \right]}{2000}$$

(2) For combustion sources for which the current promulgated SO<sub>2</sub> emissions limit under § 74.25 is less than the current allowable SO<sub>2</sub> emissions rate under § 74.24.

(i) The number of allowances for each year ending prior to the effective date of the promulgated SO<sub>2</sub> emissions limit equals:

$$\text{Allowances} = \frac{\left[ \begin{array}{c} \text{baseline} \\ \text{or} \\ \text{alternative baseline} \end{array} \right] \times \text{the lesser of } \left[ \begin{array}{c} \text{the actual SO}_2 \text{ emissions rate} \\ \text{or} \\ \text{the 1985 allowable SO}_2 \text{ emissions rate} \\ \text{or} \\ \text{the current allowable SO}_2 \text{ emissions rate} \end{array} \right]}{2000}$$